IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

Bail Appl..No. 3701 of 2007()

CMP.2298/2007 of J.M.F.C.,KASARAGOD
CRIME NO.82/07 OF BADIADKA POLICE STATION

.....

PETITIONER/ACCUSED

SHASHI.V.V. AGED 32, S/O.BATIAPPA RAI,
VIDIAGIRI (HOUSE), VIDIAGIRI, BADIADKA,
KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS: COMPLAINANT

THE SUB INSPECTOR OF POLICE,
BADIADKA POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.3701 of 2007

Dated this the 20th day of June 2007

O R D E R

Application for regular bail. Offence under the Abkari Act. The petitioner was allegedly traveling in a motor cycle carrying 500 packets of Karnataka arrack each containing 100. ml. The co-accused was also transporting 500 packets in his motor cycle. Both the accused were together transporting a total of 1000 packets, it is alleged. The occurrence took place and the petitioner was arrested on 9/5/2007. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer (on condition that appropriate conditions may be imposed and the investigating officer may be granted some further time to complete the investigation) and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) The petitioner shall not be released on bail on the strength of this order prior to 30/6/2007. The investigating officer shall, in the meantime, make every endeavour to complete the investigation.

ii) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays, until further orders.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007